



**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PATENT**

In re Patent Application of: Shelley Cheng

Application No. 09/872,684

Filed: June 1, 2001

For: RECEIVING DATA ON A NETWORKED COMPUTER IN A REDUCED POWER
STATE

Petitioner, National Semiconductor, Inc., is the owner of a 100 percent interest in the instant application, and in U.S. Patent 6,496,869, issued on December 17, 2002, by assignment, recorded in the Patent and Trademark Office on June 8, 1998, at Reel 9242, Frame 0744. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to § 156 and § 173, as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent 6,496,869. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent 6,496,869 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to § 156 and § 173 of U.S. Patent 6,496,869, as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent 6,496,869, in the event that U.S. Patent 6,496,869: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.

Date: 5/24/05

Alfred A. Equitz
Signature

Alfred A. Equitz, Attorney for Applicant
Registration No.: 30,922

☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

Atty Docket No.: NSC1-D3620 (P03801 D02)

Attorney Docket No. NSC1-D3620 (P03801 D02) -1-

05/26/2005 SSESHE1 00000075 09872684 130.00 DP
03 FC:1814